

# State Office of Administrative Hearings



Cathleen Parsley  
Chief Administrative Law Judge

May 28, 2009

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY  
2009 MAY 28 AM 8:47  
CHIEF CLERKS OFFICE

Les Trobman, General Counsel  
Texas Commission on Environmental Quality  
PO Box 13087  
Austin Texas 78711-3087

VIA FACSIMILE NO. 512/239-5533

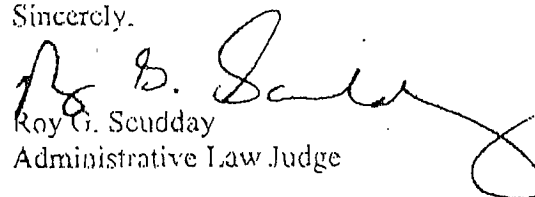
Re: SOAH Docket No. 582-08-2379; TCEQ Docket No. 2007-1117-MWD-E;  
Executive Director of the Texas Commission on Environmental Quality v. The  
Fort Worth Boat Club

Dear Mr. Trobman:

On May 14, 2009, the Executive Director (ED) filed Exceptions to the Proposal for Decision (PFD) issued April 24, 2009. On May 26, 2009, Respondent filed a reply to the exceptions.

For the reasons set forth in the PFD, I see no reason to change my recommendation that the proposed penalty should be reduced by \$900 to reflect its prior SEP participation. I do agree that the Proposed Order should be corrected as set forth in the ED's Other Suggested Modifications.

Sincerely,

  
Roy G. Scudday  
Administrative Law Judge

RGS/ap  
cc: Mailing List

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**AGENCY:** Environmental Quality, Texas Commission on (TCEQ)  
**STYLE/CASE:** THE FORT WORTH BOAT CLUB  
**SOAH DOCKET NUMBER:** 582-08-2379  
**REFERRING AGENCY CASE:** 2007-1117-MWD-E

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<b>STATE OFFICE OF ADMINISTRATIVE HEARINGS</b>	<b><u>ADMINISTRATIVE LAW JUDGE</u> ALJ ROY SCUDDAY</b>
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<b>REPRESENTATIVE / ADDRESS</b>	<b>PARTIES</b>
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FORT WORTH BOAT CLUB

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cc: Docket Clerk, State Office of Administrative Hearings

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DATE:

05/28/2009

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REGARDING:

EXCEPTIONS LETTER (BY ALJ)

DOCKET NUMBER:

582-08-2379

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